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S&H Form: (2/01)

Docket No.: 1572.1209

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Jae-ryong PARK, et al.

Application No.: 10/805,406

Group Art Unit: 1761

Filed: March 22, 2004

Examiner: Reginald Alexander

For: BREAD MAKER AND CONTROL METHOD THEREOF

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Office Action mailed June 13, 2006, having a shortened period for response set to expire on July 13, 2006, the following remarks are provided.

I. Provisional Election of Claims Pursuant to 37 CFR §1.142

Applicants provisionally elect Group I (claims 1-7 and 10-16) in response to the preliminary restriction requirement set forth in the Office Action.

II. Applicants Traverse the Requirement

Insofar as Group II (claims 8-9) is concerned, it is believed that these claims are so closely related to elected claims 1-7 and 10-16 that they should remain in the same application. The elected claims 1-7 and 10-16 are directed to, for example, a bread maker including a controller controlling the heater driving part to maintain temperature of the oven compartment at the processing temperature and claims 8-9 are drawn to a method including controlling a heater driving part to maintain temperature of the oven compartment.

It is believed, moreover, that evaluation of all sets of claims would not provide an undue burden upon the Examiner at this time in comparison with the additional expense and delay to Applicants in having to protect the additional subject matter recited by the Group II claims by filing a divisional application.

MPEP §803 sets forth the criteria for restriction between patentably distinct inventions.